

IN THE UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

DONALD H. GARDNER, p/k/a )  
BLACKA NICE, )  
 )  
Plaintiff, )  
 )  
vs. )  
 )  
RAMON LUIS AYALA-RODRIGUEZ, )  
p/k/a DADDY YANKEE, EL CARTEL )  
RECORDS, INC., LOS CANGRIS )  
PUBLISHING, MACHETE MUSIC, )  
UNIVERSAL MUSIC DISTRIBUTION )  
CORP., UNIVERSAL MUSIC GROUP, )  
VIDAL INVESTMENT, INC., and )  
VI MUSIC, INC. )  
 )  
Defendants. )

Cause No. 07-cv-6535-RJS

**AMENDED ANSWER-REPLY  
TO COUNTERCLAIM**

Plaintiff Donald H. Gardner, p/k/a Blacka Nice ("Plaintiff"), by his attorney, Burrell, Regenstreich, LLC, hereby amends their Answer to include the following reply to the counterclaim of the defendant alleges:

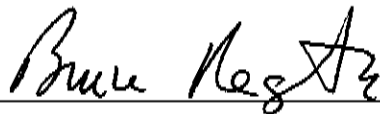
1. Plaintiff denies each and every allegation contained in paragraphs 37-40 inclusive of Ramon Ayala Rodriguez p/k/a "Daddy Yankee", El Cartel Records, Inc. And Los Cangris Publishing (collectively "defendants") Answer and Counterclaim labeled as the defendant's Fifth Affirmative Defense and Counterclaim.

FOR A FIRST AFFIRMATIVE DEFENSE , THE PLAINTIFF ALLEGES:

2. The Plaintiff has a copyright interest in the subject song, Dale Caliente.
3. The defendants granted Plaintiff a copyright interest in the subject song either by express, or implied, action.

WHEREFORE, plaintiff demands judgment dismissing the counterclaim contained in the defendant's answer , together with costs and disbursements of the above entitled action, and demands judgment as demanded in the complaint.

Dated: June 2, 2008  
New York, New York

A handwritten signature in dark ink, appearing to read "Bruce Regenstreich", is written over a horizontal line. The signature is stylized with a large, looped "B" and a distinctive "R".

Bruce Regenstreich, Esq.  
Burrell, Regenstreich, LLC  
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